

Surrey and Sussex Criminal Justice Partnership Meeting Minutes – Collaborative Session

10:20 -12:25hrs, Wednesday 5th December 2018

Surrey Police HQ, Schofield Room, Guildford

1. Welcome and Apologies – David Munro

David Munro (Chairman)	Surrey Police and Crime Commissioner	DM
Katy Bourne (Chairman)	Sussex Police and Crime Commissioner	KB
Alison Bolton	Office of the Surrey Police and Crime Commissioner	AB
Mark Streater	Office of the Sussex Police and Crime Commissioner	MSt
Adele Kelly	Crown Prosecution Service – South East	AK
Paul Stimson	Crown Prosecution Service – South East	PS
Jenny Offord	Crown Prosecution Service	JO
Manjinder Purewal	KSS – Community Rehabilitation Company	MP
Clive Davies	Surrey Police	CD
Kelly Partridge	Surrey Police	KP
Mark Burden	HM Prison and Probation Service	MB
Simon Nelson	Sussex Police	SN
Nick May	Sussex Police	NM
Debbie Birch	Sussex Police	DB
Richard Lancashire	Sussex Police	RL
Stephen Fradley	HMP Lewes	SF
Dave Manning	HM Courts & Tribunals Service	DMA
Rob McCauley	Legal Aid Agency	RM
Dr Richard Noon	Sussex Partnership NHS Foundation Trust	RN
Neil Bryant	HMPPS - HMP Coldingley	NB
Dale Nicholson	NacroBASS	DN
Bruce Tippen	SSCJP Business Manager	BT
Lindsey Parris	SSCJP	LP

Apologies received from:

<i>Rob Harris</i>	<i>Surrey Police</i>	<i>RH</i>
<i>Debbie Cropanese</i>	<i>HM Courts and Tribunals Service</i>	<i>DC</i>
<i>Sarah Coccia</i>	<i>HM Prison and Probation Service</i>	<i>SC</i>
<i>Sam Goolding</i>	<i>Surrey Police</i>	<i>SG</i>
<i>Wendy Tattersall</i>	<i>Public Health England</i>	<i>WT</i>
<i>Maralyn Smith</i>	<i>Victim Support</i>	<i>MS</i>
<i>Frank Ferguson</i>	<i>Crown Prosecution Service</i>	<i>FF</i>
<i>Justine Armstrong-Smith</i>	<i>East Sussex County Council</i>	<i>JAS</i>
<i>Vicky Robinson</i>	<i>HMP Bronzefield</i>	<i>VR</i>
<i>Rodney Warren</i>	<i>Warrens Solicitors</i>	<i>RW</i>
<i>Samantha Allen</i>	<i>Sussex Partnership NHS Foundation Trust</i>	<i>SA</i>
<i>Sally Varah</i>	<i>Deputy Lord Lieutenant – Surrey</i>	<i>SV</i>
<i>Anne Elgeti</i>	<i>Surrey County Council</i>	<i>AE</i>
<i>Susanne Jarman</i>	<i>Citizens Advice – Witness Service</i>	<i>SJ</i>
<i>Nev Kemp</i>	<i>Surrey Police</i>	<i>NK</i>
<i>Jane Macdougall</i>	<i>WMC Legal LLP</i>	<i>JM</i>
<i>Andrea Saunders</i>	<i>HM Prison and Probation Service</i>	<i>AS</i>
<i>Helen Atkinson</i>	<i>Surrey County Council</i>	<i>HA</i>
<i>Robin Brennan</i>	<i>HM Prison and Probation Service</i>	<i>RB</i>
<i>Jo Player</i>	<i>Brighton & Hove City Council</i>	<i>JP</i>
<i>Emily King</i>	<i>West Sussex County Council</i>	<i>EK</i>

DM welcomed members to the collaborative session.

Declarations of Interest:

None received

2. Minutes and Rolling Action Log from previous meeting 5th September 2018

The minutes from the previous meeting were agreed as an accurate record.

The Action Log (separate document) was discussed and updated.

3. NacroBASS – Accommodation and Support Service

DN reported a contract was awarded by the Ministry of Justice (MoJ) to Nacro to provide short term private rented accommodation with support in single gender shared and self-contained houses/flats across England and Wales (previously delivered by Stonham Home Group). The service has been designed to allow courts and prison governors to make greater use of Conditional Bail, HDC (Home Detention Curfew) and an Additional Licence Cohort (ALC). The purpose of BASS (Bail and Accommodation and Support Service) is to allow those offenders and defendants who can safely be managed in the community to remain outside of the prison environment by providing them with accommodation and a range of support services.

NacroBASS have currently got 550 bed spaces across England and Wales and a further 600 bed spaces allocated for next year.

Currently there are only 3 bed spaces available in Sussex and these will soon cease and no bed spaces in Surrey this will have a big impact on Through the Gate (TTG) as it is reliant on offenders having an address.

The MOJ are keen to expand Bail and Accommodation Services and to ensure there is an even spread of properties across the country.

DN added it will be vital to identify Single Points of Contact (SPOC's) in each relevant organisation to enable consultation, risk management and to support a safe and secure community for Service Users and other residents.

KB asked what the plan is for the South East.

DN reported his property team are already looking to source properties in Surrey and Sussex and ongoing engagement with Local Authorities will continue.

DM asked if planning permission would be required.

DN reported once properties are identified NacroBASS will then liaise with the police who have power of veto.

KB requested DN engage with her office as there may be some police properties that could potentially be used for this project.

Action: DN to engage with the Office of the Sussex PCC regarding the possibility of some police properties being used for this project.

DM requested DN contact his office for Borough and District contact details if required.

Action: DN to contact the Office of the Surrey PCC for Borough and District contact details if required.

MSt asked how do NacroBASS manage non Sussex prisoners.

DN reported there may be occasions due to lack of bed spaces, safety of other reasons where a service user may not be able to be placed in their home area.

NM agreed it was a good thing for the police to have the power of veto but raised concern about the possibility of police forces "carrying the can" should something go wrong. **Noted**

DN summarised the next steps for NacroBASS is to deploy a team to look for properties in Surrey and Sussex and engage with local authorities, boroughs and districts.

DM thanked DN for attending the meeting and updating members on progress.

4. Serious Organised Crime – Modern Slavery

RL gave members a Modern Slavery presentation which highlighted key issues, key obstacles and legal obligations. **A copy of the presentation is attached with notes.**

PS reported the National Referral Mechanism (NRM) is a framework for identifying victims of human trafficking or modern slavery and ensuring they receive the appropriate support. The number of referrals being seen is increasing.

PS asked what skills police officers have got in this area of business.

RL reported there is regular liaison and conference case work with CPS colleagues, ongoing training and police officer knowledge is widening. A Modern Slavery event is scheduled for February 2019 and ongoing work with prisons and local authorities continue including the sharing of relevant information.

RL noted Section 54 of the Modern Slavery Act 2015 requires certain organisations to develop a slavery and human trafficking statement each year. The slavery and human trafficking statement should set out what steps organisations have taken to ensure modern slavery is not taking place in their business or supply chains. A private members bill may remove the need for organisations under a threshold of £36m to provide a statement. **Noted**

BT reported RL has offered to come back and present on Serious Organised Crime at a future meeting. **Noted**

DM thanked RL for attending the meeting and updating members.

5. Disclosure Event Outcomes

PS reported a Regional Disclosure Event was held on 3rd October 2018 where approximately 100 delegates attended. PS thanked Bruce Tippen and Lindsey Parris for organising a very successful event. Keynote speakers from the Judiciary, CPS, Police and Defence led the morning sessions

- ACC Jeremy Burton – opened event, provided context and national achievements
- DCCP Paul Stimson – regional achievements, third party material and case study
- HH Judge Henson – personal Judicial viewpoint – Disclosure Management
- Richard Atkinson, Kent Law Society – defence perspective
- John Beckwith from Staffordshire Police – digital forensics

PS noted Richard Atkinson had suggested that automatic disclosure in the Magistrates would be the way forward. PS welcomed this proposal and suggested this would likely to be implemented during 2019. Ongoing monitoring will continue.

PS thanked Bruce Tippen for producing a useful Disclosure Report following the event held on 3rd October and asked members to remain focussed on all Disclosure matters.

Action: LP to send Disclosure Report to members.

NM reported it was beneficial to have Surrey Police Chief Constable Nick Ephgrave as the National Disclosure Lead and the Regional Disclosure Group is robust in taking this work forward.

KB requested Disclosure remains a standing agenda item going forward. **Noted**

MSt asked how the Judiciary were kept sighted on Disclosure matters.

NM reported the Judiciary have a standing invitation to attend the Regional Disclosure meetings.

6. RASSO

DB provided a RASSO update.

Sussex

Current RASSO Conviction Rate 62%.

Current Sexual Offence Conviction Rate 77%

Surrey

Current RASSO Conviction Rate 62%

Current Sexual Offence Conviction Rate 80%

The Sussex Police Crime Management strategy regarding rape has been amended within Sussex allowing for PIP 2 supervisors & DS's to oversee rapes. This was introduced on 1st November 2018 within public protection departments. PIP2 supervisors & DS's will complete initial reviews, ongoing regular reviews and will be permitted to finalise investigations without review/oversight of a DI. MG3's for RASSO charging advice still require a DI to sign. This is being implemented within public protection departments but will ultimately roll out to all departments. Further Disclosure training for Sussex Police officers will be delivered by "Red Snapper" and Surrey Police colleagues have also organised further training with assistance from Gareth Morgan – CPS.

DB reported there are currently 687 "live" rape cases which are taking an average of 167 days to actively detect and investigate.

KB asked what the figures look like for quality police files.

BT reported over the last 6 months the number of cases being submitted was 68 two thirds of which required re-work.

KB asked there were sufficient resources within the RASSO teams.

NM reported he was happy to support the ongoing DI role within the Sussex RASSO team and felt sure NK would also support the ongoing DI role in Surrey to provide a backstop for any issues and to provide assistance with training.

CD reported a lot of work had taken place across Surrey and Sussex in terms of RASSO cases and whilst there is still work to do the trend is one of continued improvement.

SN agreed and reported the conviction for RASSO cases 2 years ago stood at 50% and now things have improved significantly.

NM agreed to discuss RASSO with NK to ensure a more detailed report including an update regarding the three objectives contained within the RASSO Improvement Plan is provided at the next SSCJP meeting.

Action: NM and NK to ensure a more detailed report including an update regarding the three objectives contained within the RASSO Improvement Plan is provided at the next SSCJP meeting.

7. LAMMY – Local CJS Response

MP reported when she worked for Avon and Somerset Police and Crime Commissioner a Local Criminal Justice Board (LCJB) Lammy Review Sub Group was formed with agreed terms of reference which related to analysing all areas of practice where the use of decision making or discretion applied and to look for cases of disparity and actions to 'explain' or 'reform'. Areas of work included:

- **HMCTS:** looking at “triable either way” (cases that could be heard in either the Magistrates Court or the Crown Court) and whether defendants self-elect to go to the Crown Court; given Lammy’s finding that BAME defendants mistrust the system and prefer juries as they are perceived to be fairer.
- **Witnesses and Victims:** hate crime victims not coming forward - analysis to understand why and any disparity.
- **NPS:** scrutinising concordance data – pre-sentence report type and proposals V actual sentence made;
- **CRC:** looking at order and programme completions for issues of disparity;
- **YOS:** BAME numbers in prison;
- **CPS:** Pre-charge decisions – high volume of cases where ethnicity is not recorded so working on understanding why this is the case and putting in strategies to improve ethnicity recording;
- **Prison:** Use of Force and using a scrutiny panel to look at disparity;
- **Police:** Stop and Search and Out of Court Disposals (OOC). Regular stop and search scrutiny is undertaken and there is disproportionality in the numbers of stop and searches.

MP asked members if they would be interested in doing something similar in Surrey and Sussex.

CD reported Surrey is one of 4 trial forces looking at deferred prosecutions as part of Lammy.

D added he was the “stop and search” lead for Surrey Police and he would be happy to link in with MP.

BT reported within the SSCJP High Level Action Plan there is an activity regarding Lammy and MP is happy to lead on the piece on behalf of the SSCJP.

DM asked members if they were happy for a Task and Finish Group to be established.

NM confirmed he was happy for a Task and Finish Group to be established as long as it was proportionate.

SN suggested this piece of work could sit with the Core Performance Group once the task and finish group as established a system.

Action: MP will liaise with BT and LP to generate a task and finish group to initiate a proportionate approach to the work.

8. Enhanced Through the Gate

MP reported early evaluation of the Transforming Rehabilitation Reforms has shown that the Through the Gate (TTG) model has not delivered outcomes as originally intended. The specification in the CRC Contract for the Through the Gate (TTG) service was too general and was difficult for both CRCs and prisons to interpret.

The purpose of the enhanced TTG service is to improve outcomes, reduce reoffending and make communities safer by ensuring people resettle successfully on leaving custody.

CRCs are responsible for supervising low and medium risk offenders in the community and providing interventions to both their own caseload and high-risk offenders managed by the

NPS. In relation to TTG CRCs and their supply chain partners will deliver services to all those in the last 12 weeks of custody, both CRC and NPS cases

The mobilisation of the enhanced TTG specification is taking place between 1st October 2018 and 31st March 2019

KB requested that her office had involvement in the service design particularly as she commissions the services of Sussex Pathways and she wants to ensure their excellent service is not disregarded with the new TTG provision.

Action: Sam Newbould – KSS CRC to contact the Office of the Sussex Police and Crime Commissioner to discuss TTG service design.

9. DA Best Practice Framework

BT reported the national Criminal Justice Board has agreed a revised Domestic Abuse Best Practice Framework following a series of 'deep-dives' in other areas since 2016. The new framework is being delivered through regional leads from Police, CPS and HMCTS to improve support and performance.

Surrey and Sussex have both held meetings to consider local approaches in taking this work forward and have agreed that governance should sit with the Domestic Abuse Management Boards (DAMB) in each area.

SSCJP will need to support this work being taken forward through commitment of time by partner agencies and noting any impacts on Specialist Domestic Abuse Courts. Members of SCJB/P Victim and Witness Groups will need to remain sighted on this work and contribute when needed.

Initial work will be taken forward by partners completing a current-state gap-analysis using a CPS template that can be collated via the SSCJP Support Team. Once this work has been completed the DAMBs will be able to assess how and where the work will be directed. This will be achieved through current working groups without a need for a new bespoke group.

Further conversations need to be held to confirm arrangements for completing and administering the required quarterly returns. These will involve accessing and provision of relevant data, commentaries on local performance and a narrative on progress against the four key components of the new framework.

BT added SSCJP is asked to note this approach to the new framework. Progress will be brought back to future meetings on request or by exception. **Noted**

KB noted that this initiative had not been routed through LCJB's or OPCC's and partners will need to remain sighted on the resource implications of delivering this work locally.

10. Partner Updates

None

11. AOB

SSCJP Finances

BT reported there is a current predicted deficit of **£7,200** for 2018-19 which is a combination of previous year's underfunding along with partner reductions in contributions and recent uplifts in national pay awards.

BT added SSCJP needs to identify funding for the predicted overspend for 2018-19 of £7,200 and also to raise an uplifted budget of £92,200 for 2019-20 to sustain the Business Support Team (Bruce Tippen and Lindsey Parris).

BT and LP were asked to leave the room so further discussions could take place.

Outcome:

The SSCJP agreed the predicted deficit of £7,200 for 2018 – 2019 would be raised by partners.

Action: BT to write to SSCJP members seeking any additional funds for 2018 – 2019.

Members discussed arrangements for the SSCJP for 2019-2020 and agreed that a small group will need to explore options and report back in advance of the March 2019 meeting. The group will be led by the PCC's as Chairmen of the partnerships with Simon Nelson as Business Support Team line manager and a representative from the partnerships.

Action: KB, DM, SN and MB to meet and discuss future arrangements for the Business Support Team and funding going forward.

DM thanked members for their time and input during the meeting.

Next Meeting:

Wednesday 13th March 2019 – OPSCC, Sackville House, Lewes BN7 2FZ